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PATENT  
Docket No.: 59405US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SCOTT A. BURTON, PATRICK D. HYDE, PRABHAKARA S. RAO AND  
CAROLINE M. YLITALO

Application No.: 10/728,439 Confirmation No.: 9418

Filed: December 5, 2003 Group Art Unit 1714

Title: POLYMER COMPOSITIONS WITH BIOACTIVE AGENT, MEDICAL ARTICLES,  
AND METHODS

NOTICE OF APPEAL PURSUANT TO 37 CFR § 41.31(a)

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Commissioner for Patents  
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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]	
I hereby certify that this correspondence is being:	
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<input checked="" type="checkbox"/>	transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300. (4 pgs)
December 19, 2006	<i>Judy L. Hansen</i>
Date	Signed by: Judy L. Hansen

Dear Sir:

An appeal is made to the Board of Patent Appeals and Interferences from the last decision of the Examiner. Please charge the \$500.00 fee provided in 37 CFR § 41.20(b)(1) to Deposit Account No. 13-3723. One copy of this sheet marked duplicate is also enclosed. If necessary, charge any additional fee, or credit any overpayment to Deposit Account No. 13-3723.

A Request for Extension of Time Under 37 CFR § 1.136(a) is enclosed.

Respectfully submitted,

December 19, 2006  
Date

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